



PATENT
Attorney Docket No. AURO1120-5

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Whitney et al. Art Unit: 1646
Serial No.: 09/772,114 Examiner: Unassigned
Filed: January 26, 2001
Title: METHODS AND COMPOSITIONS FOR SENSITIVE AND RAPID,
FUNCTIONAL IDENTIFICATION OF GENOMIC POLYNUCLEOTIDES AND
USE FOR CELLULAR ASSAYS IN DRUG DISCOVERY

Commissioner for Patents
Office of Initial Patent Examination
Customer Service Center
Washington, D.C. 20231

REQUEST FOR CORRECTION OF FILING RECEIPT

Sir:

This Communication is submitted to request correction of the filing receipt in reference to the above-identified application. The data requiring correction is indicated in yellow highlight on the attached copy of the filing receipt and herein in **BOLD**.

CERTIFICATION UNDER 37 CFR §1.8

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, 6-11-01, in an envelope addressed to:
Commissioner for Patents, Washington, D.C. 20231

Gina Najar
(Name of Person mailing Paper)

Gina Najar 6-11-01
(Signature of Person Mailing Paper) Date

In re Application of:
Whitney et al.
Serial No.: 09/772,114
Filed: January 26, 2001
Page 2

PATENT
Attorney Docket No. AURO1120-5

IN THE CONTINUING DATA

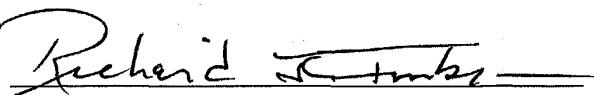
Please insert the following information --**This is a Continuation of U.S. Application Serial No. 09/047,862, filed March 25, 1998, which is a continuation-in-part of U.S. Patent Application Serial No. 09/021,974, filed February 11, 1998, which is a continuation-in-part of PCT/US97/17395, filed September 26, 1997, which is a continuation-in-part of 08/719,697, filed September 26, 1996.--**

Applicants accordingly request the correction be made of record.

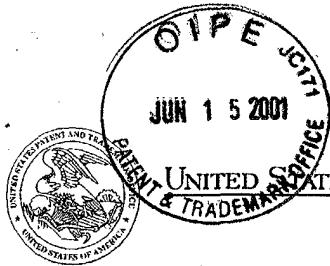
No fee is deemed necessary in connection with the filing of this paper. However, if any fee is required, the Commissioner is hereby authorized to charge the amount of this fee, or credit any overpayments, to Deposit Account No. 50-1355.

Respectfully submitted,

Date: June 11, 2001


Richard J. Imbra
Registration No. 37,643
Telephone: (858) 677-1496
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GRAY CARY WARE & FREIDENRICH LLP
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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY.DOCKET.NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/772,114	01/26/2001	1646	1328	AURO1120-5	4	3	3

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GRAYCARY/GT.PATENT

CONFIRMATION NO. 8989**FILING RECEIPT**

OC000000005941802

Lisa A. Haile, Ph.D.
 Gray Cary Ware & Freidenrich LLP
 4365 Executive Drive, Suite 1600
 San Diego, CA 92121-2189

Date Mailed: 04/06/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the PTO processes the reply to the Notice, the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Michael A. Whitney, La Jolla, CA;
 Kleanthis Xanthopoulos, La Jolla, CA;
 David Nelson, San Diego, CA;
 Paul Negulescu, Solana Beach, CA;
 Frank Craig, Glasgow, UNITED KINGDOM;
 J. Gordon Foulkes, Encinitas, CA;

CONTINUING DATA

THIS IS A CON OF U.S. S/N 09/047,862 3/25/98
 WHICH IS A CIP OF U.S. S/N 09/021,974 2/11/98
 WHICH IS A CIP OF PCT/US97/17395 9/26/97
 WHICH IS A CIP OF 08/719,697 9/26/96.

Assignment For Published Patent Application

Aurora Biosciences Corporation;

Domestic Priority data as claimed by applicant**Foreign Applications****If Required, Foreign Filing License Granted 03/27/2001****Projected Publication Date: 08/01/2002****Non-Publication Request: No****Early Publication Request: No**

Title

Methods and compositions for sensitive and rapid, functional identification of genomic polynucleotides and use for cellular assays in drug discovery

Preliminary Class

514

Data entry by : YOSEPH, LETEYESUS

Team : OIPE

Date: 04/06/2001



**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 36 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

PLEASE NOTE the following information about the Filing Receipt:

- The articles such as "a," "an" and "the" are not included as the first words in the title of an application. They are considered to be unnecessary to the understanding of the title.
- The words "new," "improved," "improvements in" or "relating to" are not included as first words in the title of an application because a patent application, by nature, is a new idea or improvement.
- The title may be truncated if it consists of more than 600 characters (letters and spaces combined).
- The docket number allows a maximum of 25 characters.
- If your application was submitted under 37 CFR 1.10, your filing date should be the "date in" found on the Express Mail label. If there is a discrepancy, you should submit a request for a corrected Filing Receipt along with a copy of the Express Mail label showing the "date in."
- The title is recorded in sentence case.

Any corrections that may need to be done to your Filing Receipt should be directed to:

Assistant Commissioner for Patents
Office of Initial Patent Examination
Customer Service Center
Washington, DC 20231



GRAYCARY. TECHNOLOGY'S LEGAL EDGESM

4365 Executive Drive, Suite 1600
San Diego, CA 92121-2189
www.graycary.com
OJ 858-677-1456
FJ 858-677-1465

January 26, 2001

Attorney Docket No.: AURO1120-5

Parent Serial No. 09/047,862
Parent Filing Date: March 25, 1998

Box PATENT APPLICATION

Commissioner for Patents
Washington, D.C. 20231

Presented for filing is a new continuation patent application of:

Applicant: MICHAEL A. WHITNEY; KLEANTHIS XANTHOPOULOS; DAVID NELSON;
PAUL NEGULESCU; FRANK CRAIG; J. GORDON FOULKES

Title: METHODS AND COMPOSITIONS FOR SENSITIVE AND RAPID,
FUNCTIONAL IDENTIFICATION OF GENOMIC POLYNUCLEOTIDES AND
USE FOR CELLULAR ASSAYS IN DRUG DISCOVERY

The prior application is assigned of record to Aurora Biosciences Corporation by virtue of an Assignment recorded on August 28, 1998 at Reel 9416, Frame 0755.

Enclosed are the following papers, including all those required to receive a filing date under 37 CFR § 1.53(b):

	<u>Pages</u>
Specification	88
Claim(s)	24
Abstract	1
Comb. Declaration/POA	3
Drawing(s)	4
Change of Attorney Address	1
Preliminary Amendment	2

"EXPRESS MAIL" Mailing Label Number EL476994170US
Date of Deposit January 26, 2001
I hereby certify under 37 CFR 1.10 that this correspondence is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" with sufficient postage on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231

SILICON VALLEY SAN DIEGO SAN DIEGO/GOLDEN TRIANGLE SAN FRANCISCO AUSTIN SEATTLE SACRAMENTO LA JOLLA

Gray Cary\GT\6222044.1
103651-990000



Receipt

PATENT
Attorney Docket No. AURO1120-5

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SEP 06 2001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Whitney et al.
Serial No.: 09/772,114
Filed: January 26, 2001
Title: METHODS AND COMPOSITIONS FOR SENSITIVE AND RAPID,
FUNCTIONAL IDENTIFICATION OF GENOMIC POLYNUCLEOTIDES AND
USE FOR CELLULAR ASSAYS IN DRUG DISCOVERY

Art Unit: 1646
Examiner: Unassigned TECH CENTER 1600/2900

Commissioner for Patents
Office of Initial Patent Examination
Customer Service Center
Washington, D.C. 20231

TRANSMITTAL LETTER

Sir:

Transmitted herewith for filing in connection with the above-identified patent application, please find the following:

- (1) Request for Corrected Filing Receipt; (2 pgs)
- (2) Copy of Filing Receipt reflecting changes; (4 pgs)
- (3) Copy of Patent Application Transmittal Letter; (3 pgs) and
- (4) Return postcard.

CERTIFICATION UNDER 37 CFR §1.8

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, 6-11-01, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231

Yinfa Nezar
(Name of Person mailing Paper)

Yinfa Nezar 6-11-01
(Signature of Person Mailing Paper) Date

In re Application of:
Whitney et al.
Serial No.: 09/772,114
Filed: January 26, 2001

PATENT
Attorney Docket No. AURO1120-5



No fee is deemed necessary in connection with the filing of this paper. However, if any fee is required, the Commissioner is hereby authorized to charge the amount of this fee, or credit any overpayments, to Deposit Account No. 50-1355. A copy of this Transmittal Letter is enclosed.

Respectfully submitted,

Date: June 11, 2001

Richard J. Imbra
Richard J. Imbra
Registration No. 37,643
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Facsimile: (858) 677-1465

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Gray Cary Ware & Freidenrich LLP

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Box Patent Application
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Enclosures:

- New disclosure information, including:
Information disclosure statement, 2 pages
Forms PTO-1449 (filed in the parent application, 6 pages).
- Permission to Use Sequence Listing, 2 pages
Paper copy of sequence listing, 7 pages
- Copy of Petition for Extension of Time filed in parent application
- Postcard.

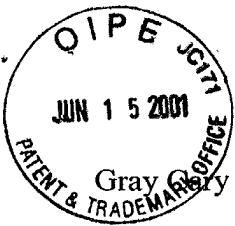
Under 35 USC § 120, this application claims the benefit of prior U.S. Application Serial No. 09/047,862, filed March 25, 1998, which is a continuation-in-part of U.S. Patent Application Serial No. 09/021,974, filed February 11, 1998, which is a continuation-in-part of PCT/US97/17395, filed September 26, 1997, which is a continuation-in-part of 08/719,697, filed September 26, 1996, the contents of which are incorporated by reference in their entirety herein.

Basic filing fee	\$	710.00
Total claims in excess of 20 (0 times \$18.00)	\$	0.00
Independent claims in excess of 3 (0 times \$80.00)	\$	0.00
Multiple dependent claims	\$	0.00
Total filing fee:	\$	710.00

Enclosed is a check in the amount of \$710.00 for the filing fee. Please charge Deposit Account No. 50-1355 for any fees or credits believed to be due.

If this application is found to be INCOMPLETE, or if a telephone conference would otherwise be helpful, please call the undersigned at (858) 677-1456.

Kindly acknowledge receipt of this application by returning the enclosed postcard.



Gray Cary Ware & Freidenrich LLP

Docket No. AURO1120-5

Box Patent Application

January 26, 2001

Page Three

Please send all correspondence to:

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Very truly yours,

GRAY CARY WARE & FREIDENRICH LLP

A handwritten signature in black ink that reads "Lisa A. Haile". The signature is fluid and cursive, with "Lisa A." on top and "Haile" on the bottom.

Lisa A. Haile, Ph.D.

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